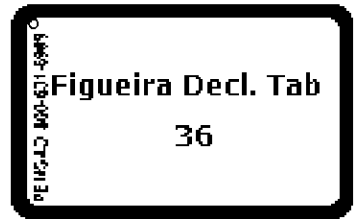


1
2 UNITED STATES DISTRICT COURT
3 FOR THE SOUTHERN DISTRICT OF NEW YORK



4
5 THE FOOTBALL ASSOCIATION PREMIER)
6 LEAGUE LIMITED, BOURNE CO., et al.,)
7 on behalf of themselves and all)
8 others similarly situated,)

9 Plaintiffs,)
10 vs.)

11 NO. 07-CV-3582)
12)
13 YOUTUBE, INC., YOUTUBE, LLC, and)
14 GOOGLE, INC.,)

15 Defendants.)

16
17 VIDEOTAPED DEPOSITION OF
18 KEITH HAUPRICH
19 NEW YORK, NEW YORK
20 TUESDAY, NOVEMBER 4, 2008

21
22 BY: REBECCA SCHAUMLOFFEL, RPR, CLR
23 JOB NO. 16046
24
25

KEITH HAUPRICH

36-0002

or December of 2006.

Q. Can you summarize for me the nature of the discussions that occurred with YouTube?

A. Yes. I engaged outside counsel to assist me with sending notice and takedown letters to YouTube pursuant to, I believe, an E-mail exchange subsequent to that notice and takedown letter. I eventually had a conversation with the Chris Maxcy at YouTube. It is a very quick encapsulation of a series of events.

Q. Did you have one or more than one conversation Mr. Maxcy?

A. I had one conversation.

Q. How long was that conversation, if you recall?

A. It was no more than a half hour in duration.

Q. Can you summarize the substance of that conversation?

A. Yes. I made it apparent to Mr. Maxcy that Cherry Lane represented

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60,000 copyrights. I gave him names of certain of the clients within our catalog. I told him we were willing and eager to engage in a strategic alliance, and that I would welcome any proposal YouTube wanted to make, and I would consider any proposal that YouTube wanted to make. I was summarily told that YouTube had no interest in Cherry Lane given its small market share.

Q. Was there any other information -- sorry, was there any other issues discussed during the course of that conversation?

A. Mr. Maxcy's response that Cherry Lane's market share was too small to be considered and that made it pretty clear where we stood. I don't believe we got into any other additional issues or topics of discussion.

Q. Have you attempted to have any further conversations with YouTube